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This application is a U.S. national phase application of International PCT/US99/31230, filed December 29, 1999, which claims priority to U.S. Application Serial No. 09/328,121 filed June 8, 1999, which claims priority to U.S. Provisional Application Serial No. 60/114,038, filed December 29, 1998, all of which are hereby incorporated by reference in their entirety.--

IN THE CLAIMS

Please CANCEL claims 1-53.

Please add the following NEW claims.

- --54. (New) A commercially acceptable broccoli plant comprising a center head having a diameter of 3 to 8 inches at maturity when said plant is exposed to a maximum temperature of 90°F for at least 5 consecutive days during the growth cycle of said plant.
 - 55. (New) Seed produced by the plant of claim 54.
 - 56. (New) Progeny seed produced from crossing the broccoli plant of claim 54 with another plant.

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- 57. (New) A commercially acceptable broccoli plant or its parts produced from the seed of claim 54.
- 58. (New) A commercially acceptable broccoli plant regenerated from tissue culture of the broccoli plant of claim 57.
- 59. (New) Tissue culture according to claim 58 comprising regenerable cells selected from the group consisting of meristematic tissue, anthers, leaves, ovules, roots, embryos, protoplasts and pollen.